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37 C.F.R. 1.8

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April 21, 2004  
Date

Steven L. Highlander

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Isaish J. FIDLER et al.

Serial No.: 09/872,162 ✓

Filed: May 31, 2001

For: ADJUVANT PREPARATION FOR THE  
INDUCTION OF SPECIFIC IMMUNITY

Group Art Unit: 1636

Examiner: Q. Nguyen

Atty. Dkt. No.: UTSC:643US/SLH

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

**MAIL STOP: AF**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Commissioner:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed October 21, 2003, finally rejecting claims 133-135 and 137-142.

The fee for filing this Notice of Appeal is \$165 and is attached hereto.

Also, a request for a three-month extension of time to respond is included herewith. The extension fee is included in the attached check with the Notice of Appeal fee. This three-month

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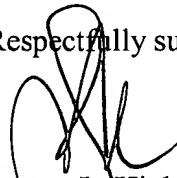
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- extension will bring the due date to April 21, 2004. Should such request or fee be deficient or
- absent, consider this paragraph such a request and authorization to withdraw the appropriate fee.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed material, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski L.L.P. Account No.: 50-1212/UTSC:643US/SLH.

Please date stamp and return the enclosed postcard to evidence receipt of this document.

Respectfully submitted,



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Date: April 21, 2004